

A RESOLUTION BY COUNCILMEMBER KWANZA HALL CONSENTING TO THE CREATION OF THE LITTLE 5 POINTS COMMUNITY IMPROVEMENT DISTRICT AS AUTHORIZED BY THE GENERAL ASSEMBLY OF THE STATE OF GEORGIA IN THE ATLANTA COMMUNITY IMPROVEMENT DISTRICT ACT AND BASED ON THE CONSENT OF THE MAJORITY OF THE OWNERS OF REAL PROPERTY WITHIN THE DISTRICT BOUNDARIES; AND FOR OTHER PURPOSES.(TABLED IN FULL COUNCIL 5/19/14; REMOVED AND REFERRED BACK TO CDHR COMMITTEE 6/16/14.)

Workflow List:

Atlanta City Council	Completed	05/12/2014 5:52 PM
Community Development & Human Resources Committee	Completed	05/28/2014 9:17 AM
Atlanta City Council	Completed	05/30/2014 3:59 PM
Atlanta City Council	Pending	
Atlanta City Council	Pending	
Community Development & Human Resources Committee	Pending	
Atlanta City Council	Pending	

HISTORY:

05/05/14	Atlanta City Council	REFERRED WITHOUT OBJECTION
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RESULT:	REFERRED WITHOUT OBJECTION	Next: 5/13/2014 12:30 PM
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05/13/14	Community Development & Human Resources Committee	FORWARDED W/NO RECOMMENDATION
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RESULT:	FORWARDED W/NO RECOMMENDATION [UNANIMOUS]
AYES:	Dickens, Young Jr., Bottoms, Hall, Sheperd, Winslow
ABSENT:	Michael Julian Bond

05/19/14	Atlanta City Council	TABLED	Next:
06/02/14			

RESULT:	TABLED [11 TO 0]	Next: 6/2/2014 1:00 PM
MOVER:	Kwanza Hall, Councilmember, District 2	
AYES:	Bond, Norwood, Dickens, Smith, Hall, Archibong, Shook, Moore, Martin, Bottoms, Sheperd	
ABSENT:	Ivory Lee Young Jr., Cleta Winslow, Alex Wan	
AWAY:	Yolanda Adrean	

06/02/14	Atlanta City Council	TABLED	Next:
06/16/14			

RESULT:	TABLED [UNANIMOUS]	Next: 6/16/2014 1:00 PM
MOVER:	Kwanza Hall, Councilmember, District 2	
AYES:	Bond, Dickens, Smith, Hall, Young Jr., Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd	
ABSENT:	Mary Norwood	

Atlanta City Council

REFERRED TO COMMITTEE

RESULT:	REFERRED TO COMMITTEE [12 TO 0]	Next: 6/24/2014 12:30 PM
MOVER:	Kwanza Hall, Councilmember, District 2	
AYES:	Norwood, Dickens, Smith, Young Jr., Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd	
ABSENT:	Kwanza Hall, Cleta Winslow	
AWAY:	Michael Julian Bond	

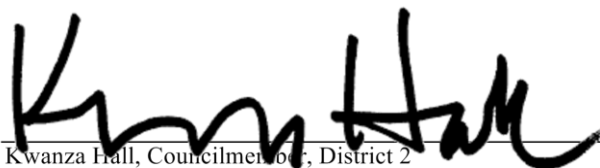
RESULT:	REFERRED TO COMMITTEE [12 TO 0]	Next: 6/24/2014 12:30 PM
MOVER:	Kwanza Hall, Councilmember, District 2	
AYES:	Norwood, Dickens, Smith, Young Jr., Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd	
ABSENT:	Kwanza Hall, Cleta Winslow	
AWAY:	Michael Julian Bond	

Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action</p> <p><i>See Authentication Page Attachment</i></p>	

**CITY COUNCIL
ATLANTA, GEORGIA**

14-R-3508

SPONSOR SIGNATURES


Kwanza Hall, Councilmember, District 2

A RESOLUTION BY COUNCILMEMBER KWANZA HALL CONSENTING TO THE CREATION OF THE LITTLE 5 POINTS COMMUNITY IMPROVEMENT DISTRICT AS AUTHORIZED BY THE GENERAL ASSEMBLY OF THE STATE OF GEORGIA IN THE ATLANTA COMMUNITY IMPROVEMENT DISTRICT ACT AND BASED ON THE CONSENT OF THE MAJORITY OF THE OWNERS OF REAL PROPERTY WITHIN THE DISTRICT BOUNDARIES; AND FOR OTHER PURPOSES.(TABLED IN FULL COUNCIL 5/19/14; REMOVED AND REFERRED BACK TO CDHR COMMITTEE 6/16/14.)

WHEREAS, by Act of the Legislature, 1991 Ga. L. 3653, as amended, (the "Act"), the Georgia Legislature enacted the Atlanta Community Improvement District Act; and

WHEREAS, a majority of the owners of real property within a proposed district, as shown on the map attached as Exhibit "A"; and incorporated by reference hereof, which will be subject to taxes, fees, and assessments levied by the District Board, have consented in writing to the creation of a Community Improvement District ("CID") with boundaries as shown on said map; and

WHEREAS, the owners of real property within the proposed CID which constitute at least 75% by value of all real property within said CID which will be subject to taxes, fees and assessments levied by the District Board, according to the most recent approved County ad valorem tax digest, have consented in writing to the creation of a CID with boundaries as shown on said map; and

WHEREAS, the Tax Commissioners of Fulton and DeKalb County have certified that the aforesaid majority and 75% by value of written consents are satisfactory, said Certification of Compliance being attached as Exhibit "B "; and

WHEREAS, it is the intention of the Atlanta City Council by activation of such CID, to enhance and supplement certain governmental services and facilities within said district; and

WHEREAS, the Atlanta City Council has determined that the activation of such CID would be in the best interest of the citizens of Atlanta;

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF ATLANTA GEORGIA, that the City of Atlanta consents to the creation of a CID to be known as the Little 5 Points Community Improvement District and to be

comprised of the geographical area as shown on the map attached as Exhibit "A", for the provision of the following governmental services and facilities:

- 1) Constmction and maintenance of local, collector and arterial streets as shown on the city's street classification map or as otherwise included in the city's street classification map or as otherwise included in the city's most recently adopted Comprehensive Development Plan, including curbs, sidewalks, street lights and devices to control the flow of traffic on local, collector and arterial streets;
- 2) Public transportation, including but not limited to services intended to reduce the volume of automobile traffic, to transport two or more persons in conveyances, to improve air quality, and to provide bicycle and pedestrian facilities and the operation of a Traffic Management Association or similar entity;
- 3) Development and management of terminal and parking facilities and adjacent development; Development and management of parks, recreational, and cultural areas and facilities;
- 4) Development, storage, and management of storm water. Such other services and facilities as may be provided for by general law.

BE IT FURTHER RESOLVED, that the City Council relies on the facts certified by the Tax Commissioners of Fulton County and DeKalb County as to the satisfaction of conditions relating to the consent of property owners and that neither the City nor the City Council will undertake any obligation to verify said certification and shall assume no liability for any errors and omissions of the Tax Commissioner;

BE IT FURTHER RESOLVED, that any projects and activities which may be undertaken by the CID will be governed by such conditions as will insure their compatibility with adopted City policies in planning for the area;

BE IT FURTHER RESOLVED, that the Chairman of the Finance/Executive Committee ,who is made an ex officio member of the Board by the terms of Section 5 of the Act, 1991 Ga. L. 3653, 3661, after appointment by the President of Council, be so appointed and serve on the Board pursuant to the terms of the Act.

BE IT FURTHER RESOLVED, that the Mayor and President of Council, who are each given the right to appoint one member of the Board by the terms of Section 5 of the Act, 1991 Ga. L. 3653, 3661, so appoint said Board member who shall serve pursuant to the

terms of the Act.

BE IT FURTHER RESOLVED, that a caucus of electors, as defined in the Act, be held within 60 days at The Marianna, 292 Moreland Ave NE, Atlanta, GA 30307 for the purpose of electing six (6) additional District Board Members. Registration shall begin at 6:00 o'clock p.m. and conclude at 7:30 o'clock p.m., at which time the election caucus will convene.

Notice of said caucus shall be given to the electors by publication in the legal organ, the Fulton County Daily Report on four dates, at least forty-five (45) days, thirty one (31) days, seventeen (17) days, and ten (10) days, respectively, prior to such election.

Post 4 on the District Board shall be an "Elector" post, with that board member elected by a majority vote of the electors present and voting at the caucus, on the basis of one vote for each elector. This board member shall initially have a two-year term. Thereafter, the term for this post will be four years.

Posts 5, 6, 7, 8 and 9 on the District Board shall be "Equity Elector" posts, with each board member elected by a majority of the votes cast by the electors present and voting at the caucus, with each elector having one vote for each \$1,000.00 (or fraction thereof) in assessed value of the property owned by the elector subject to taxes, fees or assessments levied by the Board. Post 6 and 8 board members shall initially have two year terms, and Post 5, 7 and 9 board members shall initially have four year terms. Thereafter, the terms for Posts 5, 6, 7, 8 and 9 will be four years.

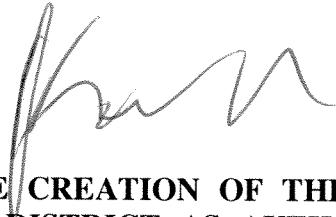
One or more of the appointed board members shall conduct the initial caucus of electors. If no board members are appointed by the date set for the caucus, the City Attorney or a designee appointed by the City Attorney shall preside at the initial caucus of electors;

BE IT FURTHER RESOLVED, that all Board members take an oath of office upon election or appointment to faithfully administer their duties under the Act.

BE IT FINALLY RESOLVED, that the Mayor be and is hereby authorized to enter into a Cooperation Agreement with the CID Board to allow for the provision of services and facilities as provided under the Act substantially in the form attached hereto, as Exhibit "C" with such further changes as the City Attorney shall deem appropriate and shall not

be binding on the City and the City shall incur no liability upon same until execution by the Mayor and delivery to the CID Board.

**A RESOLUTION BY
COUNCILMEMBER KWANZA HALL**



A RESOLUTION CONSENTING TO THE CREATION OF THE LITTLE 5 POINTS COMMUNITY IMPROVEMENT DISTRICT AS AUTHORIZED BY THE GENERAL ASSEMBLY OF THE STATE OF GEORGIA IN THE ATLANTA COMMUNITY IMPROVEMENT DISTRICT ACT AND BASED ON THE CONSENT OF THE MAJORITY OF THE OWNERS OF REAL PROPERTY WITHIN THE DISTRICT BOUNDARIES; AND FOR OTHER PURPOSES.

WHEREAS, by Act of the Legislature, 1991 Ga. L. 3653, as amended, (the "Act"), the Georgia Legislature enacted the Atlanta Community Improvement District Act; and

WHEREAS, a majority of the owners of real property within a proposed district, as shown on the map attached as Exhibit "A"; and incorporated by reference hereof, which will be subject to taxes, fees, and assessments levied by the District Board, have consented in writing to the creation of a Community Improvement District ("CID") with boundaries as shown on said map; and

WHEREAS, the owners of real property within the proposed CID which constitute at least 75% by value of all real property within said CID which will be subject to taxes, fees and assessments levied by the District Board, according to the most recent approved County ad valorem tax digest, have consented in writing to the creation of a CID with boundaries as shown on said map; and

WHEREAS, the Tax Commissioners of Fulton and DeKalb County have certified that the aforesaid majority and 75% by value of written consents are satisfactory, said Certification of Compliance being attached as Exhibit "B"; and

WHEREAS, it is the intention of the Atlanta City Council by activation of such CID, to enhance and supplement certain governmental services and facilities within said district; and

WHEREAS, the Atlanta City Council has determined that the activation of such CID would be in the best interest of the citizens of Atlanta;

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF ATLANTA GEORGIA, that the City of Atlanta consents to the creation of a CID to be known as the Little 5 Points Community Improvement District and to be comprised of the geographical area as shown on the map attached as Exhibit "A", for the provision of the following governmental services and facilities:

- 1) Construction and maintenance of local, collector and arterial streets as shown on the city's street classification map or as otherwise included in the city's street classification map or as otherwise included in the city's most recently adopted

- Comprehensive Development Plan, including curbs, sidewalks, street lights and devices to control the flow of traffic on local, collector and arterial streets;
- 2) Public transportation, including but not limited to services intended to reduce the volume of automobile traffic, to transport two or more persons in conveyances, to improve air quality, and to provide bicycle and pedestrian facilities and the operation of a Traffic Management Association or similar entity;
 - 3) Development and management of terminal and parking facilities and adjacent development; Development and management of parks, recreational, and cultural areas and facilities;
 - 4) Development, storage, and management of storm water. Such other services and facilities as may be provided for by general law.

BE IT FURTHER RESOLVED, that the City Council relies on the facts certified by the Tax Commissioners of Fulton County and DeKalb County as to the satisfaction of conditions relating to the consent of property owners and that neither the City nor the City Council will undertake any obligation to verify said certification and shall assume no liability for any errors and omissions of the Tax Commissioner;

BE IT FURTHER RESOLVED, that any projects and activities which may be undertaken by the CID will be governed by such conditions as will insure their compatibility with adopted City policies in planning for the area;

BE IT FURTHER RESOLVED, that the Chairman of the Finance/Executive Committee, who is made an ex officio member of the Board by the terms of Section 5 of the Act, 1991 Ga. L. 3653, 3661, after appointment by the President of Council, be so appointed and serve on the Board pursuant to the terms of the Act.

BE IT FURTHER RESOLVED, that the Mayor and President of Council, who are each given the right to appoint one member of the Board by the terms of Section 5 of the Act, 1991 Ga. L. 3653, 3661, so appoint said Board member who shall serve pursuant to the terms of the Act.

BE IT FURTHER RESOLVED, that a caucus of electors, as defined in the Act, be held within 60 days at The Marianna, 292 Moreland Ave NE, Atlanta, GA 30307 for the purpose of electing six (6) additional District Board Members. Registration shall begin at 6:00 o'clock p.m. and conclude at 7:30 o'clock p.m., at which time the election caucus will convene.

Notice of said caucus shall be given to the electors by publication in the legal organ, the Fulton County Daily Report on four dates, at least forty-five (45) days, thirty one (31) days, seventeen (17) days, and ten (10) days, respectively, prior to such election.

Post 4 on the District Board shall be an "Elector" post, with that board member elected by a majority vote of the electors present and voting at the caucus, on the basis of one vote for each elector. This board member shall initially have a two-year term. Thereafter, the term for this post will be four years.

Posts 5, 6, 7, 8 and 9 on the District Board shall be "Equity Elector" posts, with each board member elected by a majority of the votes cast by the electors present and voting at the caucus, with each elector having one vote for each \$1,000.00 (or fraction thereof) in assessed value of the property owned by the elector subject to taxes, fees or assessments levied by the Board. Post 6 and 8 board members shall initially have two year terms, and Post 5, 7 and 9 board members shall initially have four year terms. Thereafter, the terms for Posts 5, 6, 7, 8 and 9 will be four years.

One or more of the appointed board members shall conduct the initial caucus of electors. If no board members are appointed by the date set for the caucus, the City Attorney or a designee appointed by the City Attorney shall preside at the initial caucus of electors;

BE IT FURTHER RESOLVED, that all Board members take an oath of office upon election or appointment to faithfully administer their duties under the Act.

BE IT FINALLY RESOLVED, that the Mayor be and is hereby authorized to enter into a Cooperation Agreement with the CID Board to allow for the provision of services and facilities as provided under the Act substantially in the form attached hereto, as Exhibit "C" with such further changes as the City Attorney shall deem appropriate and shall not be binding on the City and the City shall incur no liability upon same until execution by the Mayor and delivery to the CID Board.

EXHIBIT "A"
LITTLE 5 POINTS COMMUNITY IMPROVEMENTDISTRICT MAP

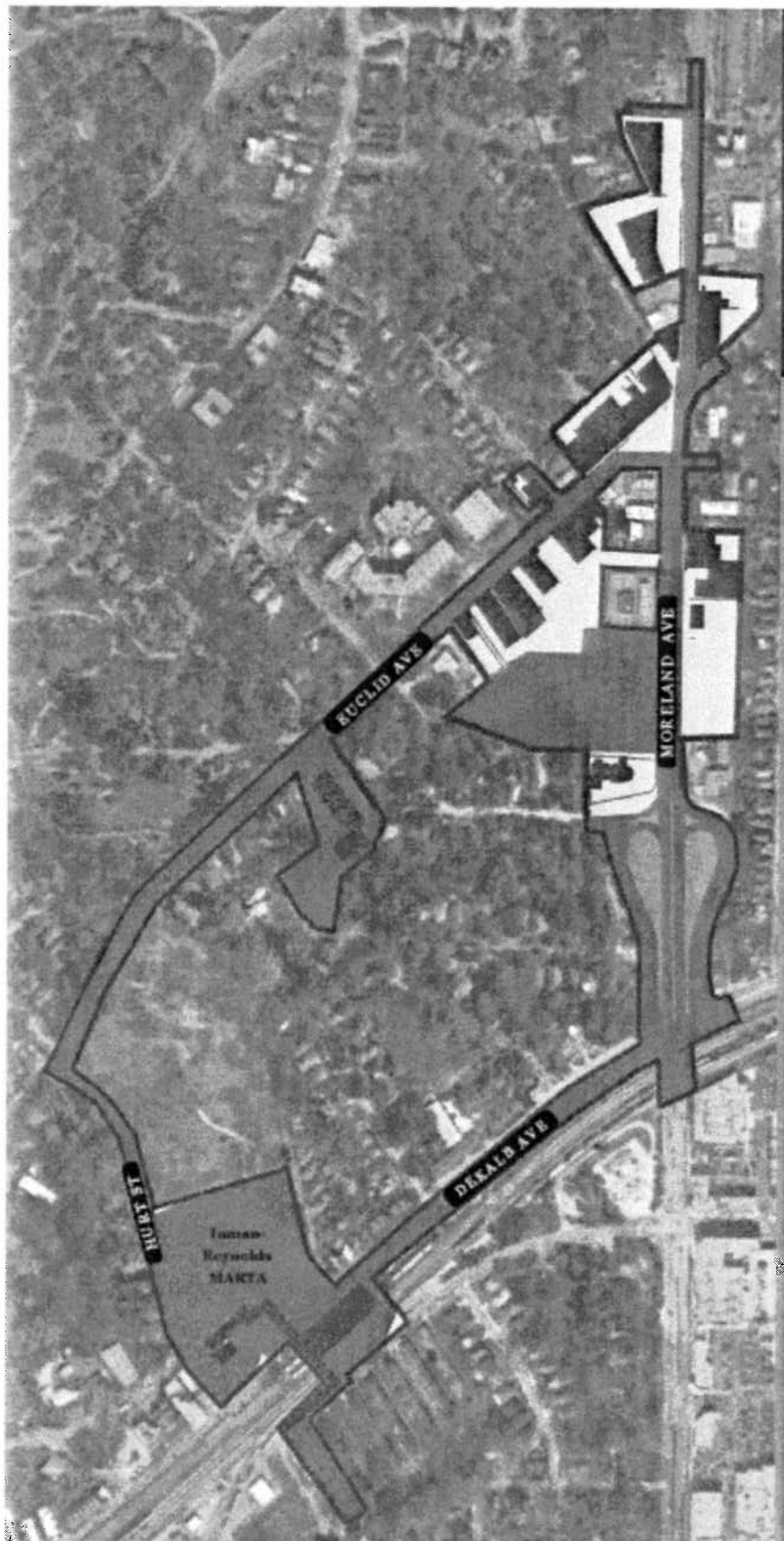


EXHIBIT "B"

JOINT CERTIFICATE OF FULTON COUNTY AND DEKALB COUNTY TAX
COMMISSIONERS

STATE OF GEORGIA
COUNTY OF FULTON
CERTIFICATE OF COMPLIANCE

Don Johnson, as Chair of the Fulton County Board of Assessors, and Claudia G. Lawson, as DeKalb County Tax Commissioner, do hereby jointly certify to the Atlanta City Council regarding the proposed Little 5 Points Community Improvement District, as shown on the map attached hereto as Exhibit "A" and required under the Atlanta Community Improvement District Act, 1991 Ga. L. 3653, as amended, the following:

That written consents to the creation of the Community Improvement District have been obtained from:

1. A majority of the owners of real property within the District which will be subject to taxes, fees and assessments levied by the Board of the District; and
2. The owners of real property within the District which constitutes at least seventy-five (75%) percent by value of all real property within the District which will be subject to taxes, fees and assessments levied by the District Board and for this purpose values are determined by the most recent approved County ad valorem tax digest.

Don Johnson, Chair, Fulton County Board of Assessors, Fulton County, Georgia
Date:

Witness

Sworn to and subscribed before me

Notary Public

CLAUDIA LAWSON, Tax Commissioner
DeKalb County, Georgia
Date:

Witness

Sworn to and subscribed before me

Notary Public

EXHIBIT "C"
COOPERATION AGREEMENT

THIS AGREEMENT is made and entered into this ____ day of _____, 2014, by and between THE CITY OF ATLANTA, a municipal corporation of the State of Georgia (hereinafter called the "City"), and the LITTLE 5 POINTS COMMUNITY IMPROVEMENT DISTRICT BOARD (hereinafter called the "CID Board").

WHEREAS, by Resolution of the Atlanta City Council, the Little 5 Points Community Improvement District was created pursuant to 1991 Ga. L. 3653, as amended, all of which lies wholly within the City of Atlanta (the "District"); and

WHEREAS, this Community Improvement District is intended to provide a means to supplement and enhance, but not replace, government services and facilities in the District; and

WHEREAS, the Local Act requires that the services and facilities furnished within the CID pursuant to said Act shall be provided for in a cooperation agreement executed jointly by the CID Board and the City.

NOW, THEREFORE, in consideration of the mutual covenants and benefits flowing to the parties, the City and the CID Board do agree as follows:

1. This Agreement shall in no way limit the authority of the City to provide services or facilities within the District. The City shall retain full and complete authority and control over any of its facilities located within the District.

2. The City shall not reduce its services and facilities in the District for the purpose of replacing the City's cost with CID funds as the parties intend said funds to be utilized to supplement and enhance what the City would otherwise provide had no CID been created. The Agreement does not affect the authority of the City to increase or decrease the level of any particular service provided in the course of its operations and within the scope of those powers granted or conferred to it under any applicable law.

3. Each party acknowledges that the CID Board is authorized to exercise its powers for the provision of the following services and facilities:

Construction and maintenance of local, collector and arterial streets as shown on the city's street classification map or as otherwise included in the city's street classification map or as otherwise included in the city's most recently adopted Comprehensive Development Plan, including curbs, sidewalks, street lights and devices to control the flow of traffic on local, collector and arterial streets;

Public transportation, including but not limited to services intended to reduce the volume of automobile traffic, to transport two or more persons in conveyances, to improve air quality, and to provide bicycle and pedestrian facilities and the operation of a Traffic Management Association or similar entity; Parking facilities and parking management;

Parks and recreational areas and facilities; Such other services and facilities as may be provided for by general law.

4. The CID Board shall levy the tax millage as provided by law subsequent to the report of the assessed taxable values for the current calendar year and shall notify the Fulton County and DeKalb County Tax Commissioners and the City of the amount of the levy, in writing, so that the levy may be included on regular ad valorem tax bills. The City is under no obligation to verify the correctness of the amount of the levy set by the CID Board and the City shall assume no liability for any errors and omissions of the CID Board in setting the amount of the levy.

5. The District and/ or the CID Board, including each of its members individually (hereinafter, the "CID Board"), shall have no power or authority to enter into any contract or agreement in the name of the City or to encumber or create debt for or on behalf of the City and the City shall assume no liability for any errors and omissions of the District and/ or the CID Board with respect to any damages claimed by District and/ or the CID Board or by any third party arising from or in reliance on any express or implied or understood connection between the City and/ or the District.

6. The City shall designate a Staff Liaison (the "Liaison") to the CID Board who shall be responsible on behalf of the City for the coordination of the City and CID joint activities. The Liaison may inform the Board as to the positions taken by the City in certain matters but the City shall only be bound in the manner provided by the City Charter and Code. This Agreement does not authorize any subsequent actions of the Liaison beyond those specified in this Agreement. No subsequent actions which require the approval of the City Council shall be undertaken except as specifically authorized by ordinance or resolution. Notice of all regular meetings and minutes thereof shall be given to the Liaison. The Liaison (or City) shall send to the CID copies of minutes of the Atlanta City Council on actions taken by the City concerning the CID which are related to the purposes of the CID.

7. Each fiscal year, the City shall advise the CID Board of its plan of improvement and governmental services for the District.

8. Each fiscal year, the CID Board shall advise the Atlanta City Council of its plan of action for the study, design and improvement of the District.

9. Each of the parties hereto shall endeavor to act in such manner so as to coordinate actions for the maximum improvement of the City and District and each shall endeavor not to duplicate services and actions so as to obtain efficiency of effort.

10. The parties agree that joint efforts are usually for the benefit of the CID and the City. The City may endeavor to furnish staff support for the benefit of the District when such services are requested by the CID Board. All requests shall be coordinated through the Liaison. In the event the furnishing of such staff support shall be financially burdensome

upon the City, the City shall notify the CID Board and designate a reimbursement fee for future expense of furnishing staff personnel to the CID Board, at which time the CID Board may contract for such services with the City or obtain services elsewhere.

11. This Agreement shall expire upon the dissolution of the CID as provided by law and shall not be modified except by formal written action of both parties.

WHEREFORE, the parties have caused this Cooperation Agreement to be executed under seal by authorized representatives of each entity on the day and year above set forth.

LITTLE 5 POINTS COMMUNITY IMPROVEMENT DISTRICT

Attest:

Secretary (SEAL) _____ Chairman of the Board

THE CITY OF ATLANTA, GEORGIA

Attest:

Municipal Clerk (SEAL) _____ KASIM REED
Mayor

APPROVED:

Commissioner, Department of
Planning, Development and
Neighborhood Conservation _____ Chief Operating Officer

Commissioner, Department of
Public Works _____ Chief Financial Officer

APPROVED AS TO FORM:

City Attorney

NOTICE OF LITTLE 5 POINTS COMMUNITY IMPROVEMENT DISTRICT ELECTION

NOTICE IS GIVEN as provided in the ATLANTA COMMUNITY IMPROVEMENT DISTRICT ACT, approved April 4, 1991 (Ga. L. 1991, p. 3653) as amended, that a caucus of Electors shall be held on the 12th day of June, 2014, at The Wrecking Bar, 292 Moreland Ave NE, Atlanta, GA 30307 for the purpose of electing six (6) additional District Board Members. Registration shall begin at 5:00 o'clock P.M. and conclude at 6:00 o'clock P.M.. Voting will occur immediately thereafter. No one arriving to the registration table after 6:00 o'clock P.M. shall be permitted to vote.

The purpose of the caucus is to elect six Board members to serve on the new Little 5 Points Community Improvement District Board and first established by Atlanta City Council on May 19th 2014. A map of said District is on file with the Clerk of the Atlanta City Council as well as the Fulton County and DeKalb County Tax Commissioners. All Electors or their duly appointed representatives, as designated under the Act, are invited to attend and cast their votes.

(Advertisement to run in The Champion Newspaper and Daily Report for two weeks starting 5/29/2014)

#9

<div>9</div> <div>(Do Not Write Above This Line)</div> <div>A RESOLUTION BY COUNCILMEMBER KWANZA HALL</div> <div>A RESOLUTION CONSENTING TO THE CREATION OF THE LITTLE 5 POINTS COMMUNITY IMPROVEMENT DISTRICT AS AUTHORIZED BY THE GENERAL ASSEMBLY OF THE STATE OF GEORGIA IN THE ATLANTA COMMUNITY IMPROVEMENT DISTRICT ACT AND BASED ON THE CONSENT OF THE MAJORITY OF THE OWNERS OF REAL PROPERTY WITHIN THE DISTRICT BOUNDARIES; AND FOR OTHER PURPOSES.</div> <div><input type="checkbox"/> CONSENT REFER <input type="checkbox"/> REGULAR REPORT REFER <input type="checkbox"/> ADVERTISE & REFER <input type="checkbox"/> 1st ADOPT 2nd READ & REFER <input checked="" type="checkbox"/> PERSONAL PAPER REFER</div> <div>Date Referred 5/5/14</div> <div>Referred To: Fin Exec</div> <div>Date Referred</div> <div>Referred To:</div> <div>Date Referred</div> <div>Referred To:</div>	<div>First Reading</div> <div>Committee _____ Date _____ Chair _____ Referred To _____</div> <div>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____ Members _____ Refer To _____</div> <div>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____ Members _____ Refer To _____</div>		<div>FINAL COUNCIL ACTION</div> <div><input type="checkbox"/> 2nd <input type="checkbox"/> 1st & 2nd <input type="checkbox"/> 3rd Readings <input type="checkbox"/> Consent <input type="checkbox"/> V Vote <input type="checkbox"/> RC Vote</div> <div>CERTIFIED</div>
	<div>MAYOR'S ACTION</div>		

EXHIBIT "A"
LITTLE 5 POINTS COMMUNITY IMPROVEMENTDISTRICT MAP

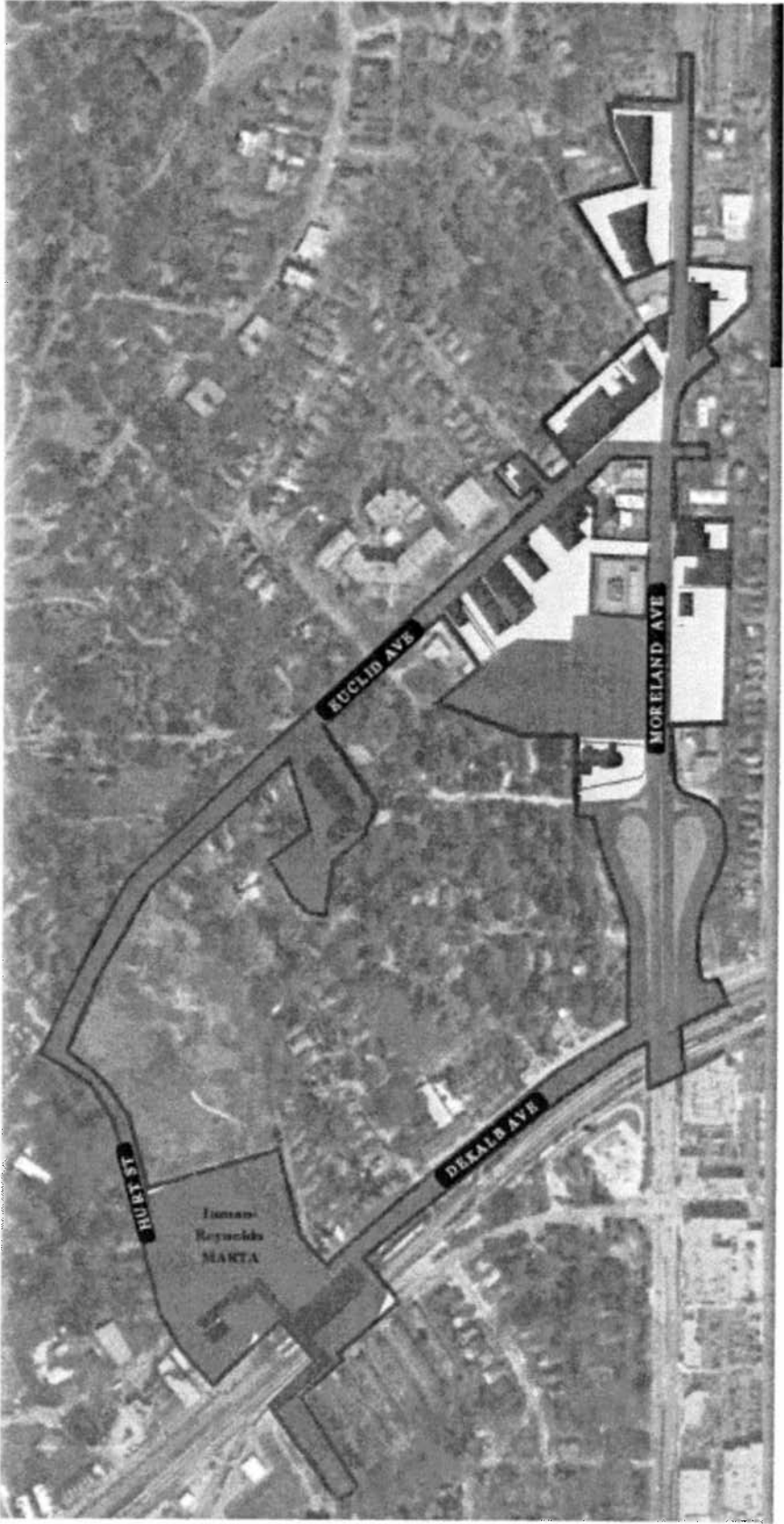


EXHIBIT "B"

JOINT CERTIFICATE OF FULTON COUNTY AND DEKALB COUNTY TAX
COMMISSIONERS

STATE OF GEORGIA
COUNTY OF FULTON
CERTIFICATE OF COMPLIANCE

Don Johnson, as Chair of the Fulton County Board of Assessors, and Claudia G. Lawson, as DeKalb County Tax Commissioner, do hereby jointly certify to the Atlanta City Council regarding the proposed Little 5 Points Community Improvement District, as shown on the map attached hereto as Exhibit "A" and required under the Atlanta Community Improvement District Act, 1991 Ga. L. 3653, as amended, the following:

That written consents to the creation of the Community Improvement District have been obtained from:

- 1. A majority of the owners of real property within the District which will be subject to taxes, fees and assessments levied by the Board of the District; and
- 2. The owners of real property within the District which constitutes at least seventy-five (75%) percent by value of all real property within the District which will be subject to taxes, fees and assessments levied by the District Board and for this purpose values are determined by the most recent approved County ad valorem tax digest.

Don Johnson, Chair, Fulton County Board of Assessors, Fulton County, Georgia
Date:

Witness

Sworn to and subscribed before me _____
Notary Public

CLAUDIA LAWSON, Tax Commissioner
DeKalb County, Georgia
Date:

Witness

Sworn to and subscribed before me _____
Notary Public

EXHIBIT "C"
COOPERATION AGREEMENT

THIS AGREEMENT is made and entered into this ___ day of _____, 2014, by and between THE CITY OF ATLANTA, a municipal corporation of the State of Georgia (hereinafter called the "City"), and the LITTLE 5 POINTS COMMUNITY IMPROVEMENT DISTRICT BOARD (hereinafter called the "CID Board").

WHEREAS, by Resolution of the Atlanta City Council, the Little 5 Points Community Improvement District was created pursuant to 1991 Ga. L. 3653, as amended, all of which lies wholly within the City of Atlanta (the "District"); and

WHEREAS, this Community Improvement District is intended to provide a means to supplement and enhance, but not replace, government services and facilities in the District; and

WHEREAS, the Local Act requires that the services and facilities furnished within the CID pursuant to said Act shall be provided for in a cooperation agreement executed jointly by the CID Board and the City.

NOW, THEREFORE, in consideration of the mutual covenants and benefits flowing to the parties, the City and the CID Board do agree as follows:

1. This Agreement shall in no way limit the authority of the City to provide services or facilities within the District. The City shall retain full and complete authority and control over any of its facilities located within the District.

2. The City shall not reduce its services and facilities in the District for the purpose of replacing the City's cost with CID funds as the parties intend said funds to be utilized to supplement and enhance what the City would otherwise provide had no CID been created. The Agreement does not affect the authority of the City to increase or decrease the level of any particular service provided in the course of its operations and within the scope of those powers granted or conferred to it under any applicable law.

3. Each party acknowledges that the CID Board is authorized to exercise its powers for the provision of the following services and facilities:

Construction and maintenance of local, collector and arterial streets as shown on the city's street classification map or as otherwise included in the city's street classification map or as otherwise included in the city's most recently adopted Comprehensive Development Plan, including curbs, sidewalks, street lights and devices to control the flow of traffic on local, collector and arterial streets;

Public transportation, including but not limited to services intended to reduce the volume of automobile traffic, to transport two or more persons in conveyances, to improve air quality, and to provide bicycle and pedestrian facilities and the operation of a Traffic Management Association or similar entity; Parking facilities and parking management;

Parks and recreational areas and facilities; Such other services and facilities as may be provided for by general law.

4. The CID Board shall levy the tax millage as provided by law subsequent to the report of the assessed taxable values for the current calendar year and shall notify the Fulton County and DeKalb County Tax Commissioners and the City of the amount of the levy, in writing, so that the levy may be included on regular ad valorem tax bills. The City is under no obligation to verify the correctness of the amount of the levy set by the CID Board and the City shall assume no liability for any errors and omissions of the CID Board in setting the amount of the levy.

5. The District and/ or the CID Board, including each of its members individually (hereinafter, the "CID Board"), shall have no power or authority to enter into any contract or agreement in the name of the City or to encumber or create debt for or on behalf of the City and the City shall assume no liability for any errors and omissions of the District and/ or the CID Board with respect to any damages claimed by District and/ or the CID Board or by any third party arising from or in reliance on any express or implied or understood connection between the City and/ or the District.

6. The City shall designate a Staff Liaison (the "Liaison") to the CID Board who shall be responsible on behalf of the City for the coordination of the City and CID joint activities. The Liaison may inform the Board as to the positions taken by the City in certain matters but the City shall only be bound in the manner provided by the City Charter and Code. This Agreement does not authorize any subsequent actions of the Liaison beyond those specified in this Agreement. No subsequent actions which require the approval of the City Council shall be undertaken except as specifically authorized by ordinance or resolution. Notice of all regular meetings and minutes thereof shall be given to the Liaison. The Liaison (or City) shall send to the CID copies of minutes of the Atlanta City Council on actions taken by the City concerning the CID which are related to the purposes of the CID.

7. Each fiscal year, the City shall advise the CID Board of its plan of improvement and governmental services for the District.

8. Each fiscal year, the CID Board shall advise the Atlanta City Council of its plan of action for the study, design and improvement of the District.

9. Each of the parties hereto shall endeavor to act in such manner so as to coordinate actions for the maximum improvement of the City and District and each shall endeavor not to duplicate services and actions so as to obtain efficiency of effort.

10. The parties agree that joint efforts are usually for the benefit of the CID and the City. The City may endeavor to furnish staff support for the benefit of the District when such services are requested by the CID Board. All requests shall be coordinated through the Liaison. In the event the furnishing of such staff support shall be financially burdensome

upon the City, the City shall notify the CID Board and designate a reimbursement fee for future expense of furnishing staff personnel to the CID Board, at which time the CID Board may contract for such services with the City or obtain services elsewhere.

11. This Agreement shall expire upon the dissolution of the CID as provided by law and shall not be modified except by formal written action of both parties.

WHEREFORE, the parties have caused this Cooperation Agreement to be executed under seal by authorized representatives of each entity on the day and year above set forth.

LITTLE 5 POINTS COMMUNITY IMPROVEMENT DISTRICT

Attest:

_____ Secretary	_____ (SEAL)	_____ Chairman of the Board
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THE CITY OF ATLANTA, GEORGIA

Attest:

_____ Municipal Clerk Mayor	_____ (SEAL)	_____ KASIM REED
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APPROVED:

_____ Commissioner, Department of Planning, Development and Neighborhood Conservation	_____ Chief Operating Officer
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_____ Commissioner, Department of Public Works	_____ Chief Financial Officer
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APPROVED AS TO FORM:

City Attorney

NOTICE OF LITTLE 5 POINTS COMMUNITY IMPROVEMENT DISTRICT ELECTION

NOTICE IS GIVEN as provided in the ATLANTA COMMUNITY IMPROVEMENT DISTRICT ACT, approved April 4, 1991 (Ga. L. 1991, p. 3653) as amended, that a caucus of Electors shall be held on the 12th day of June, 2014, at The Wrecking Bar, 292 Moreland Ave NE, Atlanta, GA 30307 for the purpose of electing six (6) additional District Board Members. Registration shall begin at 5:00 o'clock P.M. and conclude at 6:00 o'clock P.M.. Voting will occur immediately thereafter. No one arriving to the registration table after 6:00 o'clock P.M. shall be permitted to vote.

The purpose of the caucus is to elect six Board members to serve on the new Little 5 Points Community Improvement District Board and first established by Atlanta City Council on May 19th 2014. A map of said District is on file with the Clerk of the Atlanta City Council as well as the Fulton County and DeKalb County Tax Commissioners. All Electors or their duly appointed representatives, as designated under the Act, are invited to attend and cast their votes.

(Advertisement to run in The Champion Newspaper and Daily Report for two weeks starting 5/29/2014)